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PATENT APPLICATION

ATTORNEY DOCKET NO. 10010812-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Wenting Tang et al.

Confirmation No.: 5913

Application No.: 09/880631

Examiner: TODD, Gregory G.

Filing Date: June 12, 2001

Group Art Unit: 2157

Title: Method And System For A Modular Transmission Control Protocol (TCP) Rare-handoff Design In A Streams Based Transmission Control Protocol Internet Protocol (TCP/IP) Implementation

Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner, date, April 30, 2008, rejecting the following claims 1-37

- The fee for filing this Notice of Appeal is ~~\$542.00~~ 10.00 (37 CFR 41.20). *(Difference between price increase and former NOA fee paid.) This notice of appeal reinstates the appeal after the Examiner has re-opened prosecution.*
- No Additional Fee Required. *(complete (a) or (b) as applicable.)*

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

- (a) Applicant petitions for an extension of time under 37 CFR 1.136 (FEES: 37 CFR 1.17 (a)-(d) for the total number of months checked below:

1st Month
\$120

2nd Month
\$460

3rd Month
\$1050

4th Month
\$1840

- The extension fee has already been filed in this application

- (b) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

Please charge to Deposit Account 08-2025 the sum of \$130.00 ~~\$120.00~~. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees. A duplicate copy of this sheet is enclosed.

- I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
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Date of Deposit:

OR

- I hereby certify that this paper is being transmitted to the Patent and Trademark Office facsimile number (577) 273-8300.

Date of facsimile: September 2, 2008

Typed Name: Eileen Lehmann

Signature: _____

Respectfully submitted,

Wenting Tang et al.

By Eileen Lehmann

Eileen Lehmann

Attorney/Agent for Applicant(s)

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